

RECEIVED

OCT 31 2003

TECH CENTER 1600/2900



Docket No.: 28053/38258  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Patricia L. Conway et al. )  
Serial No.: 09/889,085 )  
Filed: January 9, 2002 )  
For: Improved Microbial )  
Preparations )  
Group Art Unit: 1651 )  
Examiner: V. Afremova )

**CERTIFICATE OF MAILING**

I hereby certify that this paper is being deposited with the U.S. Postal Service as First Class Mail in an envelope, postage prepaid, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 October 22, 2003.

  
\_\_\_\_\_  
Jeffrey S. Sharp

**AMENDMENT AND RESPONSE UNDER 37 C.F.R. §1.111**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Office Action of April 22, 2003 in which all elected claims (1-19, 41-62 and 76) stand rejected under 35 U.S.C. §§ 102(b), 103(a), 112, second paragraph, and under the judicially created doctrine of double patenting. Reconsideration of the rejection is solicited for the reasons set out below. This response is timely filed as a petition for a three-month extension of time to October 22, 2003 is submitted herewith.

Please amend the above-identified U.S. patent application as follows:

**Amendments to the Claims** begin on page 2 of this paper.

**Remarks/Arguments** begin on page 12 of this paper.

10/29/2003 SSITHIB1 00000090 132855 09889085

02 FC:1201 86.00 OP  
03 FC:1202 50.00 DA 580.00 OP